

Licence Variation

Licence - 21463



WYOMING DAIRY INC
218 CAMPBELLS ROAD
MAYRUNG NSW 2710

Attention: Christian Steenholdt

Notice Number 1617332
File Number EF20/28466
Date 08-Jul-2022

NOTICE OF VARIATION OF LICENCE NO. 21463

BACKGROUND

- A. WYOMING DAIRY INC ("the licensee") is the holder of Environment Protection Licence No. 21463 ("the licence") issued under the *Protection of the Environment Operations Act 1997* ("the Act"). The licence authorises the carrying out of activities at 218 CAMPBELLS ROAD, MAYRUNG, NSW, 2710 ("the premises").
- B. On 08-Mar-2022 the Environment Protection Authority (EPA) received an application for the variation of the licence. Wyoming Dairy Inc were seeking a change to the monitoring frequency of points 13,14,15,16,17,18,19,20 (Effluent Utilisation Areas) from Quarterly to Yearly. Wyoming Dairy Inc believe quarterly soil sampling is not warranted as soil change is not likely during such a short period and is an unnecessary cost.
- C. The EPA contacted Christian Steenholdt on the 6th of May 2022 to request required documents related to the operating conditions of the licence. The particular operating conditions were O7.1 (Erosion and Sediment Control Plan), O7.2 (Report), O7.3 (Irrigation and Solid Waste Management Plan), and O7.4 (Odour Management Plan).
- D. The EPA was provided with the additional information on the 18 May 2022 and negotiations with the licensee on the terms of the conditions continued until 8 July when the EPA received the final comments on the draft variation from the licensee.
- E. The EPA has received all available information including comments on the draft and has considered factors of the POEO Act and agrees to vary the licence.

VARIATION OF LICENCE NO. 21463

- 1. By this notice the EPA varies licence No. 21463. The attached licence document contains all variations that are made to the licence by this notice.

Licence Variation



2. The following variations have been made to the licence:

- Condition P1.2 - Removed groundwater monitoring point 21
- Condition M2.2 - Change in the concentration monitoring frequency of the standing water level of monitoring points 1-10 from Quarterly to Every 6 months.
- Condition M2.2 - Change in the concentration monitoring frequency of monitoring points 13-20 from Quarterly to Yearly.
- Condition M7.1 - Change in the concentration monitoring frequency of the volume monitoring of monitoring point 12 to Daily during any discharge.

.....
Jason Price
Unit Head
Environment Protection Authority
(by Delegation)

INFORMATION ABOUT THIS NOTICE

- This notice is issued under section 58(5) of the Act.
- Details provided in this notice, along with an updated version of the licence, will be available on the EPA's Public Register (<http://www.epa.nsw.gov.au/prpoeo/index.htm>) in accordance with section 308 of the Act.

Appeals against this decision

- You can appeal to the Land and Environment Court against this decision. The deadline for lodging the appeal is 21 days after you were given notice of this decision.

When this notice begins to operate

- The variations to the licence specified in this notice begin to operate immediately from the date of this notice, unless another date is specified in this notice.
- If an appeal is made against this decision to vary the licence and the Land and Environment Court directs that the decision is stayed the decision does not operate until the stay ceases to have effect or the Land and Environment Court confirms the decision or the appeal is withdrawn (whichever occurs first).



Environment Protection Licence

Licence - 21463

<u>Licence Details</u>	
Number:	21463
Anniversary Date:	26-October

<u>Licensee</u>
WYOMING DAIRY INC
218 CAMPBELLS ROAD
MAYRUNG NSW 2710

<u>Premises</u>
WYOMING DAIRY
218 CAMPBELLS ROAD
MAYRUNG NSW 2710

<u>Scheduled Activity</u>
Livestock intensive activities

<u>Fee Based Activity</u>	<u>Scale</u>
Dairy animal accommodation	> 1000 T accommodation capacity

<u>Contact Us</u>
NSW EPA
4 Parramatta Square
12 Darcy Street
PARRAMATTA NSW 2150
Phone: 131 555
Email: info@epa.nsw.gov.au
Locked Bag 5022
PARRAMATTA NSW 2124



Environment Protection Licence

Licence - 21463

INFORMATION ABOUT THIS LICENCE	4
Dictionary	4
Responsibilities of licensee	4
Variation of licence conditions	4
Duration of licence	4
Licence review	4
Fees and annual return to be sent to the EPA	4
Transfer of licence	5
Public register and access to monitoring data	5
1 ADMINISTRATIVE CONDITIONS	6
A1 What the licence authorises and regulates	6
A2 Premises or plant to which this licence applies	6
A3 Information supplied to the EPA	6
2 DISCHARGES TO AIR AND WATER AND APPLICATIONS TO LAND	7
P1 Location of monitoring/discharge points and areas	7
3 LIMIT CONDITIONS	9
L1 Pollution of waters	9
L2 Noise limits	9
L3 Hours of operation	9
L4 Potentially offensive odour	10
L5 Other limit conditions	10
4 OPERATING CONDITIONS	10
O1 Activities must be carried out in a competent manner	10
O2 Maintenance of plant and equipment	11
O3 Dust	11
O4 Effluent application to land	11
O5 Processes and management	11
O6 Waste management	11
O7 Other operating conditions	11
5 MONITORING AND RECORDING CONDITIONS	12
M1 Monitoring records	12
M2 Requirement to monitor concentration of pollutants discharged	13
M3 Testing methods - concentration limits	14
M4 Weather monitoring	14
M5 Recording of pollution complaints	15



Environment Protection Licence

Licence - 21463

M6	Telephone complaints line	15
M7	Requirement to monitor volume or mass	15
6	REPORTING CONDITIONS	16
R1	Annual return documents	16
R2	Notification of environmental harm	17
R3	Written report	17
R4	Annual system performance report	18
7	GENERAL CONDITIONS	18
G1	Copy of licence kept at the premises or plant	18
DICTIONARY		19
	General Dictionary	19

Environment Protection Licence

Licence - 21463

Information about this licence

Dictionary

A definition of terms used in the licence can be found in the dictionary at the end of this licence.

Responsibilities of licensee

Separate to the requirements of this licence, general obligations of licensees are set out in the Protection of the Environment Operations Act 1997 ("the Act") and the Regulations made under the Act. These include obligations to:

- ensure persons associated with you comply with this licence, as set out in section 64 of the Act;
- control the pollution of waters and the pollution of air (see for example sections 120 - 132 of the Act);
- report incidents causing or threatening material environmental harm to the environment, as set out in Part 5.7 of the Act.

Variation of licence conditions

The licence holder can apply to vary the conditions of this licence. An application form for this purpose is available from the EPA.

The EPA may also vary the conditions of the licence at any time by written notice without an application being made.

Where a licence has been granted in relation to development which was assessed under the Environmental Planning and Assessment Act 1979 in accordance with the procedures applying to integrated development, the EPA may not impose conditions which are inconsistent with the development consent conditions until the licence is first reviewed under Part 3.6 of the Act.

Duration of licence

This licence will remain in force until the licence is surrendered by the licence holder or until it is suspended or revoked by the EPA or the Minister. A licence may only be surrendered with the written approval of the EPA.

Licence review

The Act requires that the EPA review your licence at least every 5 years after the issue of the licence, as set out in Part 3.6 and Schedule 5 of the Act. You will receive advance notice of the licence review.

Fees and annual return to be sent to the EPA

For each licence fee period you must pay:

- an administrative fee; and
- a load-based fee (if applicable).



Environment Protection Licence

Licence - 21463

The EPA publication “A Guide to Licensing” contains information about how to calculate your licence fees. The licence requires that an Annual Return, comprising a Statement of Compliance and a summary of any monitoring required by the licence (including the recording of complaints), be submitted to the EPA. The Annual Return must be submitted within 60 days after the end of each reporting period. See condition R1 regarding the Annual Return reporting requirements.

Usually the licence fee period is the same as the reporting period.

Transfer of licence

The licence holder can apply to transfer the licence to another person. An application form for this purpose is available from the EPA.

Public register and access to monitoring data

Part 9.5 of the Act requires the EPA to keep a public register of details and decisions of the EPA in relation to, for example:

- licence applications;
- licence conditions and variations;
- statements of compliance;
- load based licensing information; and
- load reduction agreements.

Under s320 of the Act application can be made to the EPA for access to monitoring data which has been submitted to the EPA by licensees.

This licence is issued to:

WYOMING DAIRY INC
218 CAMPBELLS ROAD
MAYRUNG NSW 2710

subject to the conditions which follow.



Environment Protection Licence

Licence - 21463

1 Administrative Conditions

A1 What the licence authorises and regulates

A1.1 This licence authorises the carrying out of the scheduled activities listed below at the premises specified in A2. The activities are listed according to their scheduled activity classification, fee-based activity classification and the scale of the operation.

Unless otherwise further restricted by a condition of this licence, the scale at which the activity is carried out must not exceed the maximum scale specified in this condition.

Scheduled Activity	Fee Based Activity	Scale
Livestock intensive activities	Dairy animal accommodation	> 1000 T accommodation capacity

A2 Premises or plant to which this licence applies

A2.1 The licence applies to the following premises:

Premises Details
WYOMING DAIRY
218 CAMPBELLS ROAD
MAYRUNG
NSW 2710
LOT 210 DP 756305

A3 Information supplied to the EPA

A3.1 Works and activities must be carried out in accordance with the proposal contained in the licence application, except as expressly provided by a condition of this licence.

In this condition the reference to "the licence application" includes a reference to:

- a) the applications for any licences (including former pollution control approvals) which this licence replaces under the Protection of the Environment Operations (Savings and Transitional) Regulation 1998; and
- b) the licence information form provided by the licensee to the EPA to assist the EPA in connection with the issuing of this licence.

A3.2 In addition to condition A3.1 and except as expressly provided in by these general terms of approval, works and activities must be carried out in accordance with the proposal contained in:

- a) The Development Application 28/18 submitted to Edward River Council dated 17 May 2018
- b) Wyoming Dairy - Stage 2 & 3 Environmental Impact Statement for Wyoming Dairy Incorporated (17 May 2018)
- c) All additional documents supplied to the EPA in relation to the development, including the 'Wyoming Dairy - Stage 2 & 3 Environmental Impact Statement - Response to Request for Further Information for Wyoming Dairy Incorporated' (5 March 2020)

Environment Protection Licence

Licence - 21463

2 Discharges to Air and Water and Applications to Land

P1 Location of monitoring/discharge points and areas

- P1.1 The following utilisation areas referred to in the table below are identified in this licence for the purposes of the monitoring and/or the setting of limits for any application of solids or liquids to the utilisation area.
- P1.2 The following points referred to in the table are identified in this licence for the purposes of the monitoring and/or the setting of limits for discharges of pollutants to water from the point.

Water and land

EPA Identification no.	Type of Monitoring Point	Type of Discharge Point	Location Description
1	Groundwater Quality Monitoring		Groundwater Quality Monitoring - as identified as Point 1 in the table labelled 'Wyoming Dairy Monitoring Points' and on the map at DOC20/753444-4.
2	Groundwater Quality Monitoring		Groundwater Quality Monitoring - as identified as Point 2 in the table labelled 'Wyoming Dairy Monitoring Points' and on the map at DOC20/753444-4.
3	Groundwater Quality Monitoring		Groundwater Quality Monitoring - as identified as Point 3 in the table labelled 'Wyoming Dairy Monitoring Points' and on the map at DOC20/753444-4.
4	Groundwater Quality Monitoring		Groundwater Quality Monitoring - as identified as Point 4 in the table labelled 'Wyoming Dairy Monitoring Points' and on the map at DOC20/753444-4.
5	Groundwater Quality Monitoring		Groundwater Quality Monitoring - as identified as Point 5 in the table labelled 'Wyoming Dairy Monitoring Points' and on the map at DOC20/753444-4.
6	Groundwater Quality Monitoring		Groundwater Quality Monitoring - as identified as Point 6 in the table labelled 'Wyoming Dairy Monitoring Points' and on the map at DOC20/753444-4.

Environment Protection Licence

Licence - 21463

7	Groundwater Quality Monitoring		Groundwater Quality Monitoring - as identified as Point 7 in the table labelled 'Wyoming Dairy Monitoring Points' and on the map at DOC20/753444-4.
8	Groundwater Quality Monitoring		Groundwater Quality Monitoring - as identified as Point 8 in the table labelled 'Wyoming Dairy Monitoring Points' and on the map at DOC20/753444-4.
9	Groundwater Quality Monitoring		Groundwater Quality Monitoring - as identified as Point 9 in the table labelled 'Wyoming Dairy Monitoring Points' and on the map at DOC20/753444-4.
10	Groundwater Quality Monitoring		Groundwater Quality Monitoring - as identified as Point 10 in the table labelled 'Wyoming Dairy Monitoring Points' and on the map at DOC20/753444-4.
12	Effluent quality monitoring Volume monitoring	Effluent quality monitoring Volume monitoring	Effluent quality monitoring and discharge volume monitoring – identified as Point 12 in the table labelled 'Wyoming Dairy Monitoring Points' and on that map at DOC20/753444-4.
13	Soil Quality Monitoring		Effluent Utilisation Area - as identified as 'Irrigation Bay SW 1-10' in Figure 2 of 'Wyoming Dairy Soil Testing' dated 30 June 2020 and at DOC20/753444-3.
14	Soil Quality Monitoring		Effluent Utilisation Area - as identified as 'Irrigation Bay SS 1-8' in Figure 2 of 'Wyoming Dairy Soil Testing' dated 30 June 2020 and at DOC20/753444-3.
15	Soil Quality Monitoring		Effluent Utilisation Area - as identified as 'Irrigation Bay SE 1-12' in Figure 2 of 'Wyoming Dairy Soil Testing' dated 30 June 2020 and at DOC20/753444-3.
16	Soil Quality Monitoring		Effluent Utilisation Area - as identified as 'Irrigation Bay EE 1-12' in Figure 2 of 'Wyoming Dairy Soil Testing' dated 30 June 2020 and at DOC20/753444-3.
17	Soil Quality Monitoring		Effluent Utilisation Area - as identified as 'Irrigation Bay NE 1-12' in Figure 2 of 'Wyoming Dairy Soil Testing' dated 30 June 2020 and at DOC20/753444-3.
18	Soil Quality Monitoring		Effluent Utilisation Area - as identified as 'Irrigation Bay NN 1-8' in Figure 2 of 'Wyoming Dairy Soil Testing' dated 30 June 2020 and at DOC20/753444-3.

Environment Protection Licence

Licence - 21463

19	Soil Quality Monitoring	Effluent Utilisation Area - as identified as 'Irrigation Bay NW 1-10' in Figure 2 of 'Wyoming Dairy Soil Testing' dated 30 June 2020 and at DOC20/753444-3.
20	Soil Quality Monitoring	Effluent Utilisation Area - as identified as 'Irrigation Bay WW 1-10' in Figure 2 of 'Wyoming Dairy Soil Testing' dated 30 June 2020 and at DOC20/753444-3.

P1.3 The following points referred to in the table below are identified in this licence for the purposes of weather and/or noise monitoring and/or setting limits for the emission of noise from the premises.

Noise/Weather

EPA identification no.	Type of monitoring point	Location description
11	Meteorological Station	Weather Monitoring Station located on the western side of the feedlot complex, as identified as Point 11 in the table labelled 'Wyoming Dairy Monitoring Points' and on the map at DOC20/753444-4.

3 Limit Conditions

L1 Pollution of waters

L1.1 Except as may be expressly provided in any other condition of this licence, the licensee must comply with section 120 of the Protection of the Environment Operations Act 1997.

L2 Noise limits

- L2.1 Should a verified noise complaint be made, the licensee must complete a noise assessment at the premises to establish appropriate project specific noise criteria for the operation and to determine compliance with these criteria. The assessment shall be prepared by a suitably qualified and experienced acoustical practitioner and shall be undertaken in accordance with the *NSW Noise Policy for Industry (2017)*.
- L2.2 The licensee must ensure that all feasible and reasonable noise and vibration mitigation and management measures are implemented during construction work authorised by this licence, in accordance with the *Interim Construction Noise Guideline (OEH, 2009)*.

L3 Hours of operation

L3.1 All construction work at the premises must only be conducted on Monday to Friday between 7am and 6pm and Saturday 8am to 1pm, excluding Sundays and public holidays.

Environment Protection Licence

Licence - 21463

- L3.2 This condition does not apply to the delivery of material outside the hours of operation permitted by condition L3.1, if that delivery is required by police or other authorities for safety reasons; and/or the operation or personnel or equipment are endangered. In such circumstances, prior notification must be provided to the EPA and affected residents as soon as possible or within a reasonable period in the case of emergency.
- L3.3 The hours of operation specified in conditions L3.1 may be varied with written consent if the EPA is satisfied that the amenity of the residents in the locality will not be adversely affected.

L4 Potentially offensive odour

- L4.1 The licensee must not cause or permit the emission of offensive odour beyond the boundary of the premises.

Note: *Section 129 of the Protection of the Environment Operations Act 1997, provides that the licensee must not cause or permit the emission of any offensive odour from the premises.*

- L4.2 In the event of a verified offensive odour complaint, a comprehensive odour audit by a suitable qualified professional is to be completed to confirm compliance with Section 129 of the *Protection of the Environment Operations Act 1997*. The scope and the timing of the audit is to be acceptable to the NSW EPA.

The licensee must submit a copy of the odour audit findings to the EPA's Manager Regional Operations - West by electronic mail to info@epa.nsw.gov.au within seven days of receiving the report, as well as a description of mitigation measures that will be implemented to mitigate and prevent offensive odour impacts from reoccurring.

L5 Other limit conditions

Livestock Limits

- L5.1 The number of dairy cattle accommodated to be held on the premises must not exceed the following at any time:
- a) 3,500 Head of cattle

4 Operating Conditions

O1 Activities must be carried out in a competent manner

- O1.1 Licensed activities must be carried out in a competent manner.
- This includes:
- a) the processing, handling, movement and storage of materials and substances used to carry out the activity; and
- b) the treatment, storage, processing, reprocessing, transport and disposal of waste generated by the activity.

Environment Protection Licence

Licence - 21463

O2 Maintenance of plant and equipment

- O2.1 All plant and equipment installed at the premises or used in connection with the licensed activity:
- a) must be maintained in a proper and efficient condition; and
 - b) must be operated in a proper and efficient manner.

O3 Dust

- O3.1 The premises must be maintained in a condition which minimises or prevents the emission of dust from the premises.

O4 Effluent application to land

- O4.1 Effluent application must not occur in a manner that causes surface runoff.
- O4.2 Spray from effluent application must not drift beyond the boundary of the premises.
- O4.3 The licensee must retain the utilisation area.
- O4.4 The quality of the effluent applied to the utilisation area must not exceed the capacity of the area to effectively utilise the effluent/solids.
- O4.5 No irrigation, application, or storage of wastewater must be undertaken within 50 metres of any watercourse, or on any other area except for the defined utilisation area.

O5 Processes and management

- O5.1 Manure depth within the pens must not exceed 25 millimetres.

O6 Waste management

- O6.1 If solids are removed from the premises, the licensee must record:
- a) The dates of removing the solids
 - b) The estimated weight of the solids removed
 - c) The identity of the person removing the solids

O7 Other operating conditions

Erosion and Sediment Control Plan

- O7.1 An Erosion and Sediment Control Plan (ESCP) must be prepared and implemented. The plan must describe the measures that will be employed to minimise soil erosion and the discharge of sediment and other pollutants to lands and/or waters during construction activities. The ESCP should be prepared in accordance

Environment Protection Licence

Licence - 21463

with the requirements for such plans outlined in *Managing Urban Stormwater: Soils and Construction*.

Wastewater Ponds

- O7.2 Prior to the commencement of operations, the licensee must submit a report to the EPA's Manager Regional Operations - West by electronic mail to info@epa.nsw.gov.au that demonstrates that the holding and storage ponds approved under DA28/18 have been constructed in consultation with a suitably qualified engineer to achieve a hydraulic conductivity of equal to or less than 1×10^{-9} metres per second.

Irrigation and Solids Waste Plan

- O7.3 Prior to the commencement of operations, the licensee must submit an Irrigation and Solid Waste Management Plan, prepared in accordance with the Environmental Guidelines: Use of Effluent by Irrigation (DEC, 2004) to the EPA's Manager Regional Operations - West by electronic mail to info@epa.nsw.gov.au

The Irrigation Management Plan must include, but is not limited to, the following:

- The location and design of tailwater and stormwater runoff controls;
- The location of proposed soil quality monitoring including surface and subsurface monitoring;
- Details of the proposed soil monitoring regime;
- A map outlining proposed surface and subsurface monitoring locations as well as proposed 20 metre buffers from boundaries and 50 metre buffers from waterways;
- Details of the proposed cropping regimes; and
- Detail proposed management actions to minimise the potential for offsite odours.

Odour Management Plan

- O7.4 Prior to the commencement of operations, the licensee must submit an Odour Management Plan to the EPA's Manager Regional Operations - West by electronic mail to info@epa.nsw.gov.au

The Odour Management Plan must include, but is not limited to, the following:

- Proactive and reactive management strategies;
- Key performance indicators;
- Monitoring methods;
- Location, frequency and duration of monitoring;
- Record keeping;
- Mitigation measures;
- Compliance reporting; and
- Complaints management and reporting.

5 Monitoring and Recording Conditions

M1 Monitoring records

- M1.1 The results of any monitoring required to be conducted by this licence or a load calculation protocol must be recorded and retained as set out in this condition.
- M1.2 All records required to be kept by this licence must be:
- in a legible form, or in a form that can readily be reduced to a legible form;

Environment Protection Licence

Licence - 21463

- b) kept for at least 4 years after the monitoring or event to which they relate took place; and
- c) produced in a legible form to any authorised officer of the EPA who asks to see them.

M1.3 The following records must be kept in respect of any samples required to be collected for the purposes of this licence:

- a) the date(s) on which the sample was taken;
- b) the time(s) at which the sample was collected;
- c) the point at which the sample was taken; and
- d) the name of the person who collected the sample.

M2 Requirement to monitor concentration of pollutants discharged

M2.1 For each monitoring/discharge point or utilisation area specified below (by a point number), the licensee must monitor (by sampling and obtaining results by analysis) the concentration of each pollutant specified in Column 1. The licensee must use the sampling method, units of measure, and sample at the frequency, specified opposite in the other columns:

M2.2 Water and/ or Land Monitoring Requirements

POINT 1,2,3,4,5,6,7,8,9,10

Pollutant	Units of measure	Frequency	Sampling Method
Electrical conductivity	microsiemens per centimetre	Every 6 months	Representative sample
Nitrogen (ammonia)	milligrams per litre	Every 6 months	Representative sample
Nitrogen (nitrate)	milligrams per litre	Every 6 months	Representative sample
Nitrogen (nitrite)	milligrams per litre	Every 6 months	Representative sample
Nitrogen (total)	milligrams per litre	Every 6 months	Representative sample
pH	pH	Every 6 months	Representative sample
Phosphorus	milligrams per litre	Every 6 months	Representative sample
Potassium	milligrams per litre	Every 6 months	Representative sample
Standing Water Level	metres (Australian Height Datum)	Every 6 months	In situ

POINT 12

Pollutant	Units of measure	Frequency	Sampling Method
Electrical conductivity	microsiemens per centimetre	Quarterly	Representative sample
Nitrogen (total)	milligrams per litre	Quarterly	Representative sample
pH	pH	Quarterly	Probe
Phosphorus (total)	milligrams per litre	Quarterly	Representative sample
Sodium Adsorption Ratio	None	Yearly	Representative sample

POINT 13,14,15,16,17,18,19,20

Environment Protection Licence

Licence - 21463

Pollutant	Units of measure	Frequency	Sampling Method
Available phosphorus	milligrams per kilogram	Yearly	Composite sample
Cation Exchange Capacity	milliequivalents	Yearly	Composite sample
Chloride	milligrams per kilogram	Yearly	Composite sample
Electrical conductivity	microsiemens per centimetre	Yearly	Composite sample
Exchangeable calcium	milliequivalents	Yearly	Composite sample
Exchangeable magnesium	milliequivalents	Yearly	Composite sample
Exchangeable potassium	milliequivalents	Yearly	Composite sample
Exchangeable sodium	milliequivalents	Yearly	Composite sample
Exchangeable sodium percentage	percent	Yearly	Composite sample
Nitrate	milligrams per kilogram	Yearly	Composite sample
Organic carbon	percent	Yearly	Composite sample
pH	pH	Yearly	Composite sample
Phosphorus Sorption Capacity	milligrams per kilogram	Yearly	Composite sample

M3 Testing methods - concentration limits

- M3.1 Subject to any express provision to the contrary in this licence, monitoring for the concentration of a pollutant discharged to waters or applied to a utilisation area must be done in accordance with the Approved Methods Publication unless another method has been approved by the EPA in writing before any tests are conducted.

M4 Weather monitoring

- M4.1 At the point(s) identified below, the licensee must monitor (by sampling and obtaining results by analysis) the parameters specified in Column 1 of the table below, using the corresponding sampling method, units of measure, averaging period and sampling frequency, specified opposite in the Columns 2, 3, 4 and 5 respectively.

Environment Protection Licence

Licence - 21463

POINT 11

Parameter	Sampling method	Units of measure	Averaging period	Frequency
Wind Speed at 10 metres	AM-2 & AM-4	metres per second	-	Continuous
Wind Direction at 10 metres	AM-2 & AM-4	Degrees	-	Continuous
Temperature at 2 metres	AM-4	degrees Celsius	-	Continuous
Rainfall	AM-4	millimetres	-	Continuous

M5 Recording of pollution complaints

- M5.1 The licensee must keep a legible record of all complaints made to the licensee or any employee or agent of the licensee in relation to pollution arising from any activity to which this licence applies.
- M5.2 The record must include details of the following:
- the date and time of the complaint;
 - the method by which the complaint was made;
 - any personal details of the complainant which were provided by the complainant or, if no such details were provided, a note to that effect;
 - the nature of the complaint;
 - the action taken by the licensee in relation to the complaint, including any follow-up contact with the complainant; and
 - if no action was taken by the licensee, the reasons why no action was taken.
- M5.3 The record of a complaint must be kept for at least 4 years after the complaint was made.
- M5.4 The record must be produced to any authorised officer of the EPA who asks to see them.

M6 Telephone complaints line

- M6.1 The licensee must operate during its operating hours a telephone complaints line for the purpose of receiving any complaints from members of the public in relation to activities conducted at the premises or by the vehicle or mobile plant, unless otherwise specified in the licence.
- M6.2 The licensee must notify the public of the complaints line telephone number and the fact that it is a complaints line so that the impacted community knows how to make a complaint.
- M6.3 The preceding two conditions do not apply until three months after the date of the issue of this licence.

M7 Requirement to monitor volume or mass

- M7.1 For each discharge point or utilisation area specified below, the licensee must monitor:
- the volume of liquids discharged to water or applied to the area;

Environment Protection Licence

Licence - 21463

- b) the mass of solids applied to the area;
 c) the mass of pollutants emitted to the air;
 at the frequency and using the method and units of measure, specified below.

POINT 12

Frequency	Unit of Measure	Sampling Method
Daily during any discharge	litres	Flow meter and continuous logger

6 Reporting Conditions

R1 Annual return documents

R1.1 The licensee must complete and supply to the EPA an Annual Return in the approved form comprising:

1. a Statement of Compliance,
2. a Monitoring and Complaints Summary,
3. a Statement of Compliance - Licence Conditions,
4. a Statement of Compliance - Load based Fee,
5. a Statement of Compliance - Requirement to Prepare Pollution Incident Response Management Plan,
6. a Statement of Compliance - Requirement to Publish Pollution Monitoring Data; and
7. a Statement of Compliance - Environmental Management Systems and Practices.

At the end of each reporting period, the EPA will provide to the licensee notification that the Annual Return is due.

R1.2 An Annual Return must be prepared in respect of each reporting period, except as provided below.

Note: The term "reporting period" is defined in the dictionary at the end of this licence. Do not complete the Annual Return until after the end of the reporting period.

R1.3 Where this licence is transferred from the licensee to a new licensee:

- a) the transferring licensee must prepare an Annual Return for the period commencing on the first day of the reporting period and ending on the date the application for the transfer of the licence to the new licensee is granted; and
- b) the new licensee must prepare an Annual Return for the period commencing on the date the application for the transfer of the licence is granted and ending on the last day of the reporting period.

Note: An application to transfer a licence must be made in the approved form for this purpose.

R1.4 Where this licence is surrendered by the licensee or revoked by the EPA or Minister, the licensee must prepare an Annual Return in respect of the period commencing on the first day of the reporting period and ending on:

- a) in relation to the surrender of a licence - the date when notice in writing of approval of the surrender is given; or
- b) in relation to the revocation of the licence - the date from which notice revoking the licence operates.



Environment Protection Licence

Licence - 21463

- R1.5 The Annual Return for the reporting period must be supplied to the EPA via eConnect *EPA* or by registered post not later than 60 days after the end of each reporting period or in the case of a transferring licence not later than 60 days after the date the transfer was granted (the 'due date').
- R1.6 The licensee must retain a copy of the Annual Return supplied to the EPA for a period of at least 4 years after the Annual Return was due to be supplied to the EPA.
- R1.7 Within the Annual Return, the Statements of Compliance must be certified and the Monitoring and Complaints Summary must be signed by:
- a) the licence holder; or
 - b) by a person approved in writing by the EPA to sign on behalf of the licence holder.

R2 Notification of environmental harm

- R2.1 Notifications must be made by telephoning the Environment Line service on 131 555.

Note: The licensee or its employees must notify all relevant authorities of incidents causing or threatening material harm to the environment immediately after the person becomes aware of the incident in accordance with the requirements of Part 5.7 of the Act.

- R2.2 The licensee must provide written details of the notification to the EPA within 7 days of the date on which they became aware of the incident.

R3 Written report

- R3.1 Where an authorised officer of the EPA suspects on reasonable grounds that:
- a) where this licence applies to premises, an event has occurred at the premises; or
 - b) where this licence applies to vehicles or mobile plant, an event has occurred in connection with the carrying out of the activities authorised by this licence,
- and the event has caused, is causing or is likely to cause material harm to the environment (whether the harm occurs on or off premises to which the licence applies), the authorised officer may request a written report of the event.
- R3.2 The licensee must make all reasonable inquiries in relation to the event and supply the report to the EPA within such time as may be specified in the request.
- R3.3 The request may require a report which includes any or all of the following information:
- a) the cause, time and duration of the event;
 - b) the type, volume and concentration of every pollutant discharged as a result of the event;
 - c) the name, address and business hours telephone number of employees or agents of the licensee, or a specified class of them, who witnessed the event;
 - d) the name, address and business hours telephone number of every other person (of whom the licensee is aware) who witnessed the event, unless the licensee has been unable to obtain that information after making reasonable effort;
 - e) action taken by the licensee in relation to the event, including any follow-up contact with any complainants;
 - f) details of any measure taken or proposed to be taken to prevent or mitigate against a recurrence of such an event; and
 - g) any other relevant matters.

Environment Protection Licence

Licence - 21463

- R3.4 The EPA may make a written request for further details in relation to any of the above matters if it is not satisfied with the report provided by the licensee. The licensee must provide such further details to the EPA within the time specified in the request.

R4 Annual system performance report

- R4.1 An Annual Environmental and Monitoring Management Report which includes a written nutrient and salinity balance report which summarises the previous years operations and long-term trends must be submitted with the Annual Return. This report must include:

- a) A description of the size and condition of the effluent utilisation areas, including an assessment of any changes to soil or vegetation condition;
- b) Graphical presentation for all parameters required to be monitored for the licence and a discussion of the historical trends in sampling data for each utilisation area, including an assessment of the performance of the scheme with respect to any identified sustainability indicators;
- c) A hydraulic balance for the volume of effluent applied to each utilisation area;
- d) Mass balance for salts and nutrients (nitrogen and phosphorus) for each utilisation area, using the monitoring data on the loads of effluent and solids (including fertilizers) applied to each area, as well as information on crop yield, nutrient uptake and nutrient removal from the utilisation area;
- d) An assessment of identified areas where impacts are evident and a strategy on how these impacts will be addressed and managed;
- e) Recommendations for future actions in relation to monitoring and/or management, taking into account any identified trends in monitoring data and results, so as to achieve a sustainable effluent management system;
- f) For each discrete utilisation area, sampling and analysis of the surface (0-10 centimetres), subsurface (10-30 centimetres) and the base of the root zone (30-60 centimetres) soils must be undertaken using a minimum of 5 composite samples for surface, subsurface and base of the root zone soils;
- g) The location of the soil sampling sites and original soil analysis report.

The licensee must ensure that the above monitoring is undertaken by a person or organisation with qualification and experience in soil science and water quality who are able to provide specialised advice on the impacts of current effluent irrigation practices and on future sustainable management of utilisation areas.

7 General Conditions

G1 Copy of licence kept at the premises or plant

- G1.1 A copy of this licence must be kept at the premises to which the licence applies.
- G1.2 The licence must be produced to any authorised officer of the EPA who asks to see it.
- G1.3 The licence must be available for inspection by any employee or agent of the licensee working at the premises.



Environment Protection Licence

Licence - 21463

Dictionary

General Dictionary

3DGM [in relation to a concentration limit]	Means the three day geometric mean, which is calculated by multiplying the results of the analysis of three samples collected on consecutive days and then taking the cubed root of that amount. Where one or more of the samples is zero or below the detection limit for the analysis, then 1 or the detection limit respectively should be used in place of those samples
Act	Means the Protection of the Environment Operations Act 1997
activity	Means a scheduled or non-scheduled activity within the meaning of the Protection of the Environment Operations Act 1997
actual load	Has the same meaning as in the Protection of the Environment Operations (General) Regulation 2009
AM	Together with a number, means an ambient air monitoring method of that number prescribed by the <i>Approved Methods for the Sampling and Analysis of Air Pollutants in New South Wales</i> .
AMG	Australian Map Grid
anniversary date	The anniversary date is the anniversary each year of the date of issue of the licence. In the case of a licence continued in force by the Protection of the Environment Operations Act 1997, the date of issue of the licence is the first anniversary of the date of issue or last renewal of the licence following the commencement of the Act.
annual return	Is defined in R1.1
Approved Methods Publication	Has the same meaning as in the Protection of the Environment Operations (General) Regulation 2009
assessable pollutants	Has the same meaning as in the Protection of the Environment Operations (General) Regulation 2009
BOD	Means biochemical oxygen demand
CEM	Together with a number, means a continuous emission monitoring method of that number prescribed by the <i>Approved Methods for the Sampling and Analysis of Air Pollutants in New South Wales</i> .
COD	Means chemical oxygen demand
composite sample	Unless otherwise specifically approved in writing by the EPA, a sample consisting of 24 individual samples collected at hourly intervals and each having an equivalent volume.
cond.	Means conductivity
environment	Has the same meaning as in the Protection of the Environment Operations Act 1997
environment protection legislation	Has the same meaning as in the Protection of the Environment Administration Act 1991
EPA	Means Environment Protection Authority of New South Wales.
fee-based activity classification	Means the numbered short descriptions in Schedule 1 of the Protection of the Environment Operations (General) Regulation 2009.
general solid waste (non-putrescible)	Has the same meaning as in Part 3 of Schedule 1 of the Protection of the Environment Operations Act 1997

Environment Protection Licence

Licence - 21463

flow weighted composite sample	Means a sample whose composites are sized in proportion to the flow at each composites time of collection.
general solid waste (putrescible)	Has the same meaning as in Part 3 of Schedule 1 of the Protection of the Environment Operations Act 1997
grab sample	Means a single sample taken at a point at a single time
hazardous waste	Has the same meaning as in Part 3 of Schedule 1 of the Protection of the Environment Operations Act 1997
licensee	Means the licence holder described at the front of this licence
load calculation protocol	Has the same meaning as in the Protection of the Environment Operations (General) Regulation 2009
local authority	Has the same meaning as in the Protection of the Environment Operations Act 1997
material harm	Has the same meaning as in section 147 Protection of the Environment Operations Act 1997
MBAS	Means methylene blue active substances
Minister	Means the Minister administering the Protection of the Environment Operations Act 1997
mobile plant	Has the same meaning as in Part 3 of Schedule 1 of the Protection of the Environment Operations Act 1997
motor vehicle	Has the same meaning as in the Protection of the Environment Operations Act 1997
O&G	Means oil and grease
percentile [in relation to a concentration limit of a sample]	Means that percentage [eg.50%] of the number of samples taken that must meet the concentration limit specified in the licence for that pollutant over a specified period of time. In this licence, the specified period of time is the Reporting Period unless otherwise stated in this licence.
plant	Includes all plant within the meaning of the Protection of the Environment Operations Act 1997 as well as motor vehicles.
pollution of waters [or water pollution]	Has the same meaning as in the Protection of the Environment Operations Act 1997
premises	Means the premises described in condition A2.1
public authority	Has the same meaning as in the Protection of the Environment Operations Act 1997
regional office	Means the relevant EPA office referred to in the Contacting the EPA document accompanying this licence
reporting period	For the purposes of this licence, the reporting period means the period of 12 months after the issue of the licence, and each subsequent period of 12 months. In the case of a licence continued in force by the Protection of the Environment Operations Act 1997, the date of issue of the licence is the first anniversary of the date of issue or last renewal of the licence following the commencement of the Act.
restricted solid waste	Has the same meaning as in Part 3 of Schedule 1 of the Protection of the Environment Operations Act 1997
scheduled activity	Means an activity listed in Schedule 1 of the Protection of the Environment Operations Act 1997
special waste	Has the same meaning as in Part 3 of Schedule 1 of the Protection of the Environment Operations Act 1997
TM	Together with a number, means a test method of that number prescribed by the <i>Approved Methods for the Sampling and Analysis of Air Pollutants in New South Wales</i> .



Environment Protection Licence

Licence - 21463

TSP	Means total suspended particles
TSS	Means total suspended solids
Type 1 substance	Means the elements antimony, arsenic, cadmium, lead or mercury or any compound containing one or more of those elements
Type 2 substance	Means the elements beryllium, chromium, cobalt, manganese, nickel, selenium, tin or vanadium or any compound containing one or more of those elements
utilisation area	Means any area shown as a utilisation area on a map submitted with the application for this licence
waste	Has the same meaning as in the Protection of the Environment Operations Act 1997
waste type	Means liquid, restricted solid waste, general solid waste (putrescible), general solid waste (non-putrescible), special waste or hazardous waste
Wellhead	Has the same meaning as in Schedule 1 to the Protection of the Environment Operations (General) Regulation 2021.

Ms Jessica Creed

Environment Protection Authority

(By Delegation)

Date of this edition: 26-October-2020

End Notes